FOR UTILITY/DESIGN CIP/PCT NATIONAL/PLANT ORIGINAL/SUBSTITUTE/SUPPLEMENTAL **DECLARATIONS**

RULE 63 (37 C.F.R. JUL 1 0 2001 DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PW **FORM**

As a below named							
7 IS LA DCION HAIRICA	inventor, I hereby (declare that my diden	ce, post offic	e address and citizenship	are as state	ed below next to my na	ame, and I
				below) or an original, first			
below) of the subje	ct matter which is o	laimed and for which a	i patent is sou	ught on the INVENTION I	ENTITLED		
T2R TASTE RECE	PTORS AN GENE	S ENCODING SAME		· · · · · ·			
the sp	ecification of which	(CHECK applicable Bo	OX(ES)_)			- " -	
	is attached hereto.						
	3. 🔀 was filed on	April 5, 2001		as U.S. Application No.	09/825,88	2	
\rightarrow \rightarrow \leftarrow	C. 🔲 was filed as F	PCT International A	application	No. PCT/	0	n	
		cation) was amended o					
atione Tacknowledge foreign priority benefit Application which des certificate, or PCT Inte	e the duty to disclose is under 35 U.S.C. 119 ignated at least one d ernational Application.	all information known to mi 9(a)-(d) or 365(b) of any fo ither country than the Unite	ie to be materia ireign application ad States, listed se disclosing th	led specification including that to patentability as defined a on(s) for patent or inventor's of d below and have also identified e subject matter claimed in the ng date of this application.	n 37 C F R :1 : certificate, or 3 ied below any	56 Except as noted belo 65(a) of any PCT Interna foreign application for pa	ow, I hereby claim itional itent or inventor's
PRIOR FOREIGN	ADDI ICATION(S)			Date first Laid-	Date F	Patented	
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	City	State/Foreign Country	Country of Citizenship
Mailing Address	1099 Turquois	e Street, Apt #15, San Diego, CA	
(include Zip Code)	92109		
(2) INVENTOR'S SIGNATURE:			Date:
	First	Middle Initial	Family Name
Residence			
	City	State/Foreign Country	Country of Citizenship
Mailing Address			
(include Zip Code)			<u>-</u>

Adler

Elliot

Middle Initial

California, U.S.A.

J- 101:2 /-

First

(morado Ep dede)	
"X" box \Box FOR ADDITIONAL INVENTORS, and proceed on	the attached page to list each additional inventor.
See additional foreign priorities on attached page (incorpo	orated herein by reference).
	Atty. Dkt. No. P0279152
	(M#)

Residence

(1) INVENTOR'S SIGNATURE:

San Diego

(5 may 200)

Family Name

U.S.A.

Date:

PATENT AND TRADEMARK CASES - RULES OF PRACTICE DUTY OF DISCLOSURE

(a)Each individual associated with the filing and prosecution of a patent application has a during candor good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability...(b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability

PATENT LAWS 35 U.S.C.

§102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless--

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months* before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
- (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

§103. Condition for patentability; non-obvious subject matter

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made. . . .
- (c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

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^{*} Six months for Design Applications (35 U.S.C. 172).